



VISION STATEMENT:
"The Magic City: A diverse,
welcoming community
where people prosper and
business succeeds."

COUNCIL ACTION SUMMARY

CITY COUNCIL REGULAR BUSINESS MEETING

AGENDA

COUNCIL CHAMBERS

DECEMBER 12, 2022

5:31 P.M.

CALL TO ORDER: Mayor Cole

PLEDGE OF ALLEGIANCE: Mayor Cole

INVOCATION: Mayor Cole

ROLL CALL:

Present: Councilmember Kendra Shaw, Ward I
Councilmember Ed Gulick, Ward I
Councilmember Roy Neese, Ward II
Councilmember Jennifer Owen, Ward II
Councilmember Denise Joy, Ward III
Councilmember Danny Choriki, Ward III
Councilmember Pam Purinton, Ward IV
Councilmember Mike Boyett, Ward V
Councilmember Tom Rupsis, Ward V
Mayor William Cole

Absent/
Excused: Councilmember Tidswell, Ward IV

Staff
Present: Chris Kukulski, City Administrator (left at 6:32 P.M.)
Gina Dahl, City Attorney
Toni Keehner, Deputy City Clerk
Andy Zoeller, Finance Director
Tina Hoeger, Code Enforcement Manager
Debi Meling, Public Works Director

MINUTES:

- November 14, 2022 – **APPROVED 10-0**
- November 28, 2022 - Pending

COURTESIES:

- None

PROCLAMATIONS:

- None

COUNCIL REPORTS:

- Councilmember Joy spoke of the Artists in Residence Program.
- Councilmember Neese spoke of the recent Legislative Committee meeting.
- Councilmember Owen gave an update of the Budget Committee meeting.

ADMINISTRATOR REPORTS - CHRIS KUKULSKI

- Reminded Council December 19th would be a Regular Business meeting.
- Suggested Council place the reconsideration of Zone Change 1019 at the end of the Council meeting.
- Indicated Low Barrier Shelter talk was continuing.
- Informed Council Assistant Chief Lawrence was present to give a Public Safety update.

Assistant Chief Lawrence gave an update on the purchase of firearms for the Police Department. He spoke of officer de-escalation training and gave an update on recent crime cases in the City.

PUBLIC COMMENT on "NON-PUBLIC HEARING" Agenda Items: 1 ONLY. Speaker sign-in required. (Comments are limited to three (3) minutes or as set by the Mayor. Please sign the roster at the cart located at the back of the Council chambers or at the podium. Comments on items listed as public hearing items will be heard ONLY during the designated public hearing time for each respective item. For items not on this agenda, public comment will be taken at the end of the agenda.)

1. **CONSENT AGENDA** -- Separations: 1A1

A. Mayor Cole recommends that Council confirm the following appointments: **APPROVED 6-4**, Councilmembers Neese, Owen, Purinton and Boyett opposed

1.

	Name	Board/Commission	Term	
			Begins	Ends
1		Animal Control Board	01/01/23	12/31/25
2	Allison Corbyn	Aviation and Transit Board	01/01/23	12/31/26
3	Barbara Schneeman	Aviation and Transit Board	01/01/23	12/31/26
4	Anna O'Donnell	Bicycle & Pedestrian Advisory Committee	01/01/23	12/31/25
5	Marcell Bruski	Billings BID*	01/01/23	12/31/23
6	Jay Graves	Billings BID*	01/01/23	12/31/23
7	Cori LaFever Thelen	Billings BID	01/01/23	12/31/26
8	Miles Borges	Board of Appeals	01/01/23	12/31/26
9		Board of Appeals	01/01/23	12/31/26
10	Kari Boiter	Citizen Police Advisory Board*	01/01/23	12/31/25
11	Charles Loveridge	Citizen Police Advisory Board*	01/01/23	12/31/25
12	Zack Terakedis	Citizen Police Advisory Board*	01/01/23	12/31/25
13	Jenna Martin	Community Development	01/01/23	12/31/26
14	James Allen	Community Development	01/01/23	12/31/26
15	Kathleen Candelaria	Community Development Low Mod	01/01/23	12/31/26
16	Erica Doornek	Community Development Low Mod	01/01/23	12/31/26
17		Community Development Low Mod	01/01/23	12/31/26
18	Phyllis Crawford	Housing Authority Elderly Resident Comm	01/01/23	12/31/24

19	Erin Tate	Human Relations Commission*	01/01/23	12/31/25
20	Kelly Gardner	Human Relations Commission	01/01/23	12/31/26
21	Brian Schnitzer	Human Relations Commission	01/01/23	12/31/26
22	Darrell LaMere	Human Relations Commission	01/01/23	12/31/26
23	Susan Jurovich	Human Relations Commission	01/01/23	12/31/26
24	Susan Plath	Library Board*	01/01/23	12/31/23
25	Lawrence Klee Dr.	Library Board*	01/01/23	12/31/25
26	David Darby	Library Board	01/01/23	12/31/26
27	Todd Morgan	Parking Board	01/01/23	12/31/26
28	Jarod Greenwood	Parking Board	01/01/23	12/31/26
29	Jim Hauck	Parking Board	01/01/23	12/31/26
30	Thom MacLean	Parks, Recreation & Cemetery Board	01/01/23	12/31/26
31	Troy Smith	Public Works Board	01/01/23	12/31/26
32	Carole Boerner	Public Works Board	01/01/23	12/31/26
33		Yellowstone Planning Board - Ward 1	01/01/23	12/31/24
34	Dennie Stephenson	Yellowstone Planning Board - Ward 3	01/01/23	12/31/24
35	John Staley	Yellowstone Planning Board - Ward 4	01/01/23	12/31/24
36	David Nordel	Yellowstone Planning Board - Ward 5	01/01/23	12/31/24
37	Daniel Brooks	Zoning Commission	01/01/23	12/31/26

* 5 Unexpired term of Becky Rogers

* 6 Unexpired term of David Mitchell

*10 Unexpired term of Chris Simpson

*11 Unexpired term of Dennis Bear Don't Walk

*12 Unexpired term of Kristin Lundgren (Substance Abuse Connect)

*19 Unexpired term of Johanna Kennedy

*24 Unexpired term of Andrea Horrell

*25 Unexpired term of Lloyd Mickelson

B. Bid Awards:

1. **Temporary Landfill Workers.** (Opened 11/22/2022) Recommend Advanced Employment. **APPROVED 10-0**

C. **Agreement** with SmithRx Pharmacy Benefit Manager for City employees' pharmaceutical needs. **APPROVED 10-0**

D. **Consultant Contract** with Sanderson Stewart to complete the Safe Routes to School Plan, Phase 2. **APPROVED 10-0**

E. **Professional Services Contract** for W.O. 23-09: 5th Avenue Corridor with Sanderson Stewart. **APPROVED 10-0**

F. **Professional Services Contract** for WO 19-12: West End Reservoir Project with Dick Anderson Construction. **APPROVED 10-0**

G. **Memorandum of Understanding** with Beartooth Resource Conservation and Development Area, Inc. (Beartooth RC&D). **APPROVED 10-0**

H. **Purchase** equipment for WO 23-99: Annual City-Wide Traffic Signal Controller Upgrade with Altitude Signal, LLC. **APPROVED 10-0**

- I. **Grant Application Request** to submit application for AmeriCorps VISTA and authorize City staff to negotiate and finalize the project, if awarded. **APPROVED 10-0**
- J. **Exchange City Golf Corporation** 2023 annual budget and fee structure for Par 3 Golf Course. **APPROVED 10-0**
- K. **Donation** to Billings Police Department from an anonymous donor; \$1,000. **APPROVED 10-0**
- L. **Utility Easement** with James and Joann Boyer for storm and sanitary sewer main access. **APPROVED 10-0**
- M. **Final Plat** of Amended St. Vincent Healthcare Subdivision. ***Quasi-Judicial** **APPROVED 10-0**
- N. **Final Plat** of St. Vincent Subdivision, 2nd Filing. ***Quasi-Judicial** **APPROVED 10-0**
- O. **Resolution of Intent 22-11087** to create Special Improvement District (SID) 1421, Cypress Point, and set public hearing for January 23, 2023. **APPROVED 10-0**
- P. **Second/Final Reading Ordinance 22-5822** amending Section 10-202, Billings, Montana City Code (BMCC), creating a second Municipal Court Judge office. **APPROVED 10-0**
- Q. **Bills for the Weeks of:**
 - 1. November 7, 2022 **APPROVED 10-0**
 - 2. November 14, 2022 **APPROVED 10-0**

REGULAR AGENDA:

- 2. **PUBLIC HEARING AND RESOLUTION 22-11088** assessing the nuisance property abatements. Staff recommends approval. **APPROVED 10-0**
- 3. **PUBLIC HEARING AND RESOLUTION 22-11089** creating SILMD 332, Muldowney Lane from Elysian Road to Midland Road. Staff recommends approval. **APPROVED 9-1, RUP SIS OPPOSED**

PUBLIC COMMENT on "NON-AGENDA ITEMS". Speaker Sign-in required. *(Restricted to ONLY items not on this printed agenda. Comments are limited to 3 minutes or as set by the Mayor. Please sign the roster at the cart located at the back of the Council chambers or at the podium.)*

COUNCIL INITIATIVES:

Motion: I move to reconsider the previous Council vote on Zone Change 1019 and bring back to Council at an upcoming Council meeting as determined by staff.

Moved by Councilmember Boyett

Seconded by Councilmember Choriki

APPROVED 7-2, Councilmembers Neese, Boyett; Purinton abstained

ADJOURN: 7:11 P.M.